IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 3395 OF 2005

PETITIONER : Murari Ram, Son of late Sri Ramdas, aged about 50 years, resident of Quarter No. 487, Bishrampur Colliery, permanent resident of village: Jogibandh, Tehsil : Ambikapur Distt : Surguja (C.G.)

VERSUS

RESPONDENTS :

1. South Eastern Coalfields Ltd through the General Manager, Seepat Road, Bilaspur (C.G.)
2. The Dy. Chief Personnel Manager, S.E.C.L., Bishrampur Area, Distt : Surguja (C G)
3. The Sub Area Manager, Jainagar, S.E.C.L. Bishrampur, Distt : Surguja (C.G.)
4. The Mines Superintendent, Jainagar, 3/4 Mines, Bishrampur Colliery, Distt : Surguja (C.G.)

P.R. No. 3361/05 Presented by Shri D.K. Vishwakarma dated 18/7/05

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI .... ETC.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 3395 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	05-08-2005 **W.P.No. 3395 of 2005** **Heard Shri V.K. Pandey, counsel for the petitioner and Shri P.S. Koshy, counsel for respondents No. 1, 2, 3 and 4 on advance copy.** **The submission of learned counsel for the petitioner is that the petitioner, who was working on the post of Turmer in the South Eastern Coalfields Limited has been retired on 30-4-2005 on account of completion of his age of superannuation holding his date of birth as 7-4-1945. Shri Pandey submits that this is a wrong date of birth of the petitioner and in fact the date of birth of the petitioner is 15-8-1955. He further submits that when a dispute was raised in relation to the age, his matter was referred to the Age Determination Committee and the Committee has also examined the case of the petitioner on 23-4-2005. He also submits that though the Committee examined the case of the petitioner on 23-4-2005 but the decision of the Committee was not communicated to him and ultimately he was superannuated on 30-4-2005.**	

Gr. PRJ—FS/350—12/2000—50,000.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक (पूर्वानुबद्ध)

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	At this stage, learned counsel for the petitioner makes a limited prayer that for the time being this petition may be disposed of with a direction to the respondents to communicate the decision of the Committee to the petitioner. He further prays that if the decision of the Committee goes in favour of the petitioner then consequences of the decision may also be directed to be followed by the respondents. To this limited prayer, made by learned counsel for the petitioner, learned counsel for the respondents, has no objection. Consequently the prayer is allowed. It is hereby directed that if the Age Determination Committee has not taken any decision in the matter of the petitioner, the decision shall be taken by them and the same shall be communicated to the concerned authorities of the respondent and the concerned authorities shall communicate the same to the petitioner. The petitioner shall be obliged to file the copy of this order before all the respondents and all the above exercise shall be completed by them within a period of six weeks from the date of production of copy of this order by the	

GR.PRJ—FS/350—12/2000—50,000.

XI-HC—78

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Gowri	petitioner before them. The consequence of the decision taken by the Committee shall take its own course regarding the service benefits of the petitioner. With the aforesaid observations and directions the petition stands finally disposed of at this stage. Consequently, I.A.No.6432/05 also stands disposed of. Certified copy as per rules. Sd/- Sunil Kumar Sinha Judge	